IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

SATURDAY, THE 1ST DECEMBER 2007 / 10TH AGRAHAYANA 1929

WP(C).No. 33621 of 2007(C)

PETITIONER:

U. MANOHARAN,
URALATH HOUSE, P.O. KADALUNDI NAGARAM,
BALATHIRUTHI, MALAPPURAM DISTRICT.

BY ADV. SRI.K.V.GOPINATHAN NAIR

RESPONDENTS:

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1. THE REGIONAL TRANSPORT AUTHORITY,
MALAPPURAM, REP. BY ITS SECRETARY.

2. THE SECRETARY,
REGIONAL TRANSPORT AUTHORITY, MALAPPURAM.

BY GOVERNMENT PLEADER SRI. M.R. SABU

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 01/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1- TRUE COPY OF THEREGULAR PERMIT ISSUED ON 6.3.00 WHICH WAS VALID UPTO 5.3.2005

EXT.P2- TRUE COPY OF THE APPLICATION SUBMITTED BY THE PETITIONER FOR RENEWAL OF PERMIT DATED 15.2.05

EXT.P3- TRUE COPY OF THE proceedings OF THE RTA KOZHIKODE DTED 8.4.05 GRANTING CONCURRENCE FOR THE RENEWAL OF THE PERMIT

EXT.P4- TRUE COPY OF THE REPLACEMENT APPLICATION SUBMITTED BY THE PETITIONER ON 5.6.07

EXT.P5- TRUE COPY OF THE DECISION OF the RTA ADJOURNING THE CONSIDERATION OF EXT.p4.

(TRUE COPY)

P.A TO JUDGE

ANTONY DOMINIC, J

W.P.(C).33621/2007

Dated this the 1st day of December, 2007

JUDGMENT

Petitioner had applied to the RTA, Malappuram, for renewal of permit by submitting Ext.P2 application. On the application, RTA, Kozhikode granted concurrence by Ext.P3. While so, the petitioner submitted Ext.P4 application to RTA, Malappuram, for replacing the vehicle and this was considered by the RTA in the meeting held on 7.8.2007. By Ext.P5, Secretary was again directed to obtain concurrence of RTA, Kozhikode. Obviously this was without reference to Ext.P3 whereby concurrence had already been received by RTA, Malappuram.

2. In the light of the submissions that concurrence has already been obtained by Ext.P3, it is only appropriate to direct the respondents to consider and pass orders on Ext.P2 application for renewal and Ext.P4 for replacement.

3. Accordingly, I direct the respondents to consider Exts.P2 and P4 applications and pass orders as

expeditiously as possible at any rate within a period of eight weeks from the date of production of a copy of this judgment.

ANTONY DOMINIC
Judge

mrcs